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Paper No. 9

In re Application of
PACKES ET AL.
Appl No.: 09/991,168
Filed: November 14, 2001
For: DEVICE AND METHOD FOR PROVIDING
PAYOUTS BASED ON ACTIVITY AND RANKS
OF OTHER GAMING SESSIONS
Attorney Docket Number: 01-040


**DECISION GRANTING
PETITION**
37 CFR 1.181

This application is before the Director of Technology Center 3700 for reconsideration of the Notice of Abandonment mailed June 1, 2004 for failure to timely reply to the office action mailed October 6, 2003. In view of petitioner's statements in the petition received June 21, 2004, the request is treated as a petition to withdraw of the holding of abandonment pursuant to 37 CFR 1.181 based on non-receipt of the office action. No fee is required for this petition.

The petition is granted.

In support of the request, petitioner has provided a showing of non-receipt of the Office action in accordance with MPEP 711.03(c)IA.

In view of the above, the Notice of Abandonment mailed June 1, 2004 is hereby vacated and the holding of abandonment is withdrawn. The application will be forwarded to the Technical Support Staff to return the application to an active status and to remail the office action. The statutory period that was originally set forth in the Office communication will be restarted to run from the mail date of the newly supplied office action.


Richard A. Bertsch, Director
Technology Center 3700